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6 Attorney for Defendant
7 *Costco Wholesale Corporation, a
foreign entity*

8 UNITED STATES DISTRICT COURT

9 DISTRICT OF NEVADA

11 LATRICE MUNERLYN,

CASE NO.: 2:22-cv-961

12 Plaintiff,

13 v.

14 COSTCO WHOLESALE CORPORATION, a
Domestic Corporation; ROE CORPORATIONS
15 I through X, inclusive; and DOES I through X,
inclusive,

16 Defendants.

**PETITION FOR REMOVAL OF CIVIL
ACTION**

18 TO: THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA:

19 Petitioner COSTCO WHOLESALE CORPORATION (hereinafter "Petitioner"), a
20 Washington Corporation respectfully shows:

21 1. Petitioner is the Defendant in the above-entitled action;
22 2. On May 31, 2022, an action was commenced against Defendant/Petitioner COSTCO
23 WHOLESALE CORPORATION and is now pending in the District Court, Clark County,
24 Nevada as Case No. A-22-853350-C. Process of Service was served upon Defendant/Petitioner
25 on June 3, 2022. Copies of the Complaint and Summons are attached hereto as Exhibits "A"
26 and "B" respectively;

1 3. This Notice is timely filed pursuant to 28 U.S.C. §1446(a) and (b);
2 4. Defendant/Petitioner is informed and believes and thereon alleges that there has
3 been no further proceedings or papers filed in said action;
4 5. This action is a civil action of which this Court has original jurisdiction under the
5 provisions of 28 U.S.C.A. §1332 and is one which may be removed to this Court by
6 Defendant/Petitioner pursuant to the provisions of 28 U.S.C.A. §1441(a)(b) in that it is a civil
7 action which allegedly arises out of a dispute involving diverse parties where the amount in
8 controversy exceeds the sum or value of \$75,000.00 due to the Plaintiff undergoing ongoing
9 medical care from a June 7, 2020 slipping incident, resulting in injuries. The injuries alleged
10 by Plaintiff include injuries to her right knee, right foot, right hip and right shoulder. She has
11 thus far incurred material past medical bills, past pain and suffering and has made further
12 allegations of damages. Plaintiff's Counsel has advised that Plaintiff's past medical bills thus
13 far exceed \$24,000.00, and Plaintiff will be undergoing a total knee replacement surgery in the
14 near future. In addition, Plaintiff has a claim of past and future pain and suffering, medical care
15 and a possible wage loss. All of this resulted after the subject accident and this Court has original
16 jurisdiction over the claims set forth in Plaintiff's Complaint.
17
18 6. A copy of Defendant/Petitioner's Notice of Removal of the above-entitled action
19 to the United States District Court for the District of Nevada, together with copies of the
20 Summons and Complaint have been deposited with the Deputy Clerk in the Clerk's office for
21 the Eighth Judicial District Court of the State of Nevada on June 17, 2022 (*See*, copy of Notice
22 of Filing Notice of Removal attached hereto as Exhibit "C");
23
24 7. Copies of all pleadings and papers served upon Defendant in the above-entitled
25 action are filed herewith; and
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8. This Petition is filed with the Court within thirty (30) days after receipt by Defendant/Petitioner herein of the Complaint in the above-entitled action.

WHEREFORE, Defendant/Petitioner prays that the above-entitled action be removed from the Eighth Judicial District Court of the State of Nevada in and for the County of Clark to this Court.

DATED this 17th day of June 2022.

OLSON CANNON GORMLEY & STOBERSKI

/s/ Michael A. Federico, Esq.

MICHAEL A. FEDERICO, ESQ.
Nevada Bar No. 005946
9950 West Cheyenne Avenue
Las Vegas, Nevada 89129
Attorneys for Defendant
Costco Wholesale Corporation

Law Offices of
OLSON CANNON GORMLEY & STOBERSKI
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9950 West Cheyenne Avenue

AFFIDAVIT OF MICHAEL A. FEDERICO, ESQ.

STATE OF NEVADA)
) ss:
COUNTY OF CLARK)

MICHAEL A. FEDERICO, ESQ., being first duly sworn deposes and says:

1. That your affiant is an attorney duly licensed to practice law in the State of Nevada and in the United States District Court, District of Nevada, and that he is a member of the law firm of OLSON CANNON GORMLEY & STOBERSKI, maintaining offices at 9950 West Chevenne Avenue, Las Vegas, Nevada 89129;

2. That your affiant is the attorney for Defendant COSTCO WHOLESALE CORPORATION and makes this affidavit on behalf of the Defendant herein and that affiant has prepared and read the foregoing notice and knows the matters set forth and contained therein to be true and correct to the best of affiant's knowledge and belief:

3. Your affiant further states that on June 17, 2022, through staff he caused to be filed with the Clerk of the Eighth Judicial District Court, a copy of Defendant's Petition for Removal of Civil Action of the above-entitled action to the United States District Court for the District of Nevada at Las Vegas, together with all exhibits, by depositing such copies with the Deputy Clerk in the Clerk's office for the Eighth Judicial District Court of the State of Nevada at the office of the County Clerk, Clark County Courthouse, Las Vegas, Nevada 89101; and

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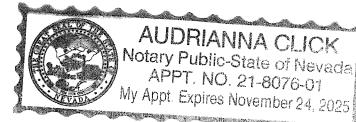
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1 4. That your affiant caused to be served a Notice of Removal on Roger M. Cram,
2 Esq. and Brent D. Valdez, Esq. of the law firm of CVBN Law, 9580 W. Sahara Ave., Ste. 180,
3 Las Vegas, Nevada 89117, attorneys of record for the Plaintiff in the above-entitled action by
4 depositing the same in the United States mail on June 17, 2022.
5

MICHAEL A. FEDERICO, ESQ.

Subscribed and sworn before me
this 17th day of June, 2022.



NOTARY PUBLIC in and for said
County and State

Law Offices of
OLSON CANNON GORMLEY & STOBERSKI
A Professional Corporation
9950 West Cheyenne Avenue

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 17th day of June, 2022, I sent a true and correct copy of the above and foregoing **PETITION FOR REMOVAL OF CIVIL ACTION** to the parties listed below through the CM/ECF system of the United States District Court for the District of Nevada (or, if necessary, by U.S. Mail, first class, postage pre-paid), upon the following:

Roger M. Cram, Esq.
Brent D. Valdez, Esq.
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